

ATFI Working Group Agreement  
FMC No. 203-011405-006  
First Revised Page No. 6

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proposals considered by said conference to the Agreement for consideration and adoption by the parties hereto.

5.7 The parties may agree to publish general reference materials or publications under the auspices of the Agreement covering subjects authorized by this Article 5. All or some of the parties may participate or subscribe to such general reference materials or publications.

5.8 The Agreement shall submit to the FMC within thirty (30) days of the end of each calendar quarter a summary report on Agreement activities undertaken in that calendar quarter.

ARTICLE 6:      OFFICIALS OF THE AGREEMENT AND DELEGATIONS OF AUTHORITY

6.1 The parties shall designate a Chairman, two Co-Chairmen, and four directors from among the members to constitute the Executive Committee. The Chairman shall be an employee of an ocean common carrier party to this Agreement. The Chairman, or in the Chairman's absence, one of the Co-Chairmen, shall officiate at full meetings of the parties and the Executive Committee and are authorized to carry out the decisions of the parties. The Executive Committee may make recommendations to the parties on administrative, organizational, and substantive matters.



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6.2 The Chairman, Co-Chairmen, and Agreement counsel shall have the authority to execute and file this Agreement, any modifications to this Agreement, and any forms in support of the

foregoing on behalf of the parties, upon appropriate vote taken by the parties.

ARTICLE 7:        MEMBERSHIP, WITHDRAWAL AND EXPULSION

7.1 Membership - Any ocean common carrier, conference, or discussion agreement of ocean common carriers in the Trade is eligible for membership in this Agreement upon execution of a counterpart hereof, provided that a prospective party will not become a party to this Agreement until an amendment to this Agreement providing for such membership is effective pursuant to the Shipping Act of 1984. Such an amendment may be filed at the direction of the Chairman, or in the Chairman's absence, by either Co-Chairman.

7.2 Withdrawal - Any party may withdraw from this Agreement at any time upon 30 days' prior written notice to the Agreement.

7.3 Expulsion - A party may be expelled from this Agreement for material breach of this Agreement or failure to maintain an ocean common carrier service in the Trade.

ARTICLE 8:        VOTING

8.1 Except as provided for in Article 8.2, any consensus or agreement reached by the parties shall be a matter of voluntary adherence by those parties choosing to so agree. Any meetings held or agreements reached may include all or any portion of the membership.

8.2 The following matters shall be subject to binding vote of the parties: (a) expulsion from membership and termination of this Agreement; (b) administrative matters, including allocation of expenses, appointment of officers and committees, and scheduling of meetings; and (c) except for membership changes, amendments to this Agreement. Action on such matters shall require a three-quarters vote of the parties present. Voting may also take place through telex, telephone or telefax polls. Notwithstanding the foregoing, if a party does not wish to participate in specific Agreement projects involving significant costs, it may so advise the Chairman in writing prior to the Agreement's incurring the expenditure and, in such event, such party shall not be liable for same.

8.3 Quorum at full meetings of the Agreement (including polls) shall require the presence of one-half of the parties (either directly or through proxy.)

8.4 At least two business days written notice shall be given to the parties of meetings of the Agreement unless waived by three-quarters of the parties entitled to vote.

8.5 The parties may appoint committees from time to time to review and make recommendations to the Agreement on any matters within the scope of the Agreement. The parties may also reach agreements in committees on matters authorized under Article 5.

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SIGNATURE PAGE

IN WITNESS WHEREOF, the parties to the ATFI Working Group Agreement hereby agree this 11th day of January, 1994, to amend the Agreement as per the attached First Revised Page No. 6, Original Page No. 6a, First Revised Page No. 7, and First Revised Page No. 8, and to file same with the Federal Maritime Commission.

FOR THE PARTIES TO THE  
ATFI WORKING GROUP AGREEMENT



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Jeffrey F. Lawrence  
Counsel to the Agreement  
(Authorized by each Party Listed in  
Appendix A Hereto to Execute this  
Agreement on Their Behalf Pursuant  
to Article 6.2 Hereof)